

Attorney's Docket No.: 20228-0013US1 / 06 179

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Damian Fiolka et al. Art Unit : 2872  
Patent No. : 7,599,118 Examiner : Jade R. Callaway  
Issue Date : October 6, 2009 Conf. No. : 5439  
Serial No. : 10/580,698  
Filed : November 29, 2006  
Title : POLARIZATION-MODULATING OPTICAL ELEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION TO WITHDRAW

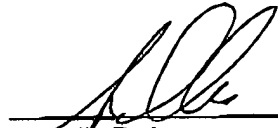
Applicant hereby petitions under §1.313(c)(2) for the withdrawal of this application from issue to permit consideration of an Information Disclosure Statement filed in a continuing application. The issue fee was paid on July 27, 2009.

A request for continued examination of this application under §1.114 is being filed simultaneously herewith. The request for continued examination is intended to continue this application on the grant of this petition.

Please apply the required fee of \$130 in payment of the petition fee required by 1.17(h) and any other charges or credits to Deposit Account No. 06-1050, referencing attorney docket no. 20228-0013US1.

Respectfully submitted,

Date: October 1, 2009

  
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CERTIFICATE OF (A) MAILING BY FIRST CLASS MAIL OR (B) TRANSMISSION  
I hereby certify under 37 CFR §1.8(a) that this correspondence is either (A) addressed and put out in 37 CFR §1.1(a) and being deposited with the United States Postal Service by first class mail with sufficient postage, or (B) being transmitted by facsimile in accordance with 37 CFR § 1.6(d) or via the Office electronic filing system in accordance with 37 CFR § 1.6(a)(4), on the date indicated below.

October 1, 2009

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Susan L. Brandt

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